

Hearing Date: June 9, 2009 at 10:00 a.m.  
Objection Deadline: June 2, 2009

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
Richmond Division

IN RE: : Case No. 08-35653-KRH  
: :  
CIRCUIT CITY STORES, INC., et al., : Chapter 11 (Jointly Administered)  
: :  
Debtors. : :

**NOTICE OF MOTION AND HEARING**

PLEASE TAKE NOTICE THAT THF Chesterfield Two Development, L.L.C., THF Clarksburg Development One, Limited Liability Company, THF Harrisonburg Crossing, L.L.C., THF ONC Development, L.L.C. and THF St. Clairsville Development, L.P. (each a "Landlord" and collectively, "Landlords") has filed with the Court a Motion of Landlords, THF Chesterfield Two Development, L.L.C., THF Clarksburg Development One, Limited Liability Company, THF Harrisonburg Crossing, L.L.C., THF ONC Development, L.L.C. and THF St. Clairsville Development, L.P. (each a "Landlord" and collectively, "Landlords") for Order Allowing and Compelling Payment of Administrative Expense Claim Under 11 U.S.C. § 503(B) and Post-Petition Lease Obligation Under 11 U.S.C. § 503(D)(3) (the "Motion"). A copy of the Motion has been filed with the Court and forwarded to you.

Your rights may be affected. You should read these papers carefully and discuss them with your attorney, if you have one, in this bankruptcy case (if you do not have an attorney, you may wish to consult one). Under Local Bankruptcy Rule 4001-(a)-1, the Court may deem any opposition waived, treat the motion as conceded, and issue an order granting the requested relief without further notice or hearing unless you take the following steps:

Stephan W. Milo (VSB #42156)  
Wharton Aldhizer and Weaver, PLC  
125 S. Augusta Street  
Suite 2000  
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Carl N. Kunz, III (DE Bar No. 3201)  
Douglas N. Candeub (DE Bar No. 4211)  
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*Co-Counsel for THF Chesterfield Two Development, L.L.C., THF Clarksburg Development One, Limited Liability Company, THF Harrisonburg Crossing, L.L.C., THF ONC Development, L.L.C. and THF St. Clairsville Development, L.P.*

1. File with the Court, at the address shown below, a written objection. If you mail your response to the Court for filing, you must mail it early enough so the court will **receive** it on or before **June 2, 2009 at 5:00 p.m.**

William C. Redden, Clerk  
United States Bankruptcy Court  
701 E. Broad Street, Suite 4000  
Richmond, VA 23219

You must also delivery a copy to all parties on the Certificate of Service below and to:

Counsel for Circuit City Stores, Inc.  
Douglas M. Foley, Esquire  
McGuireWoods LLP  
9000 World Trade Center  
101 W. Main Street  
Norfolk, VA 23510

Counsel for the Official Committee of Unsecured Creditors  
Brad R. Godshall, Esquire  
Pachulski Stang Ziehl & Jones, LLP  
10100 Santa Monica Blvd., 11<sup>th</sup> Floor  
Los Angeles, CA 90067-4100

Co-Counsel for THF Chesterfield Two Development, LLC, THF Clarksburg/Development One, LLC, THF Harrisonburg Crossing, LLC, THF ONC Development, LLC and THF St. Clairsville Development, L.P.

Carl N. Kunz, III, Esquire  
Douglas N. Candeub, Esquire  
Morris James LLP  
500 Delaware Avenue, Suite 1500  
P.O. Box 2306  
Wilmington, DE 19899-2306

- and -

Stephan W. Milo, Esquire  
Wharton Aldhizer and Weaver, PLC  
125 S. Augusta Street  
Suite 2000  
Staunton, VA 24401

2. Attend the hearing scheduled for **June 9, 2009 at 10:00 a.m.** before The Honorable Kevin R. Huennekens, U.S. Bankruptcy Court, Room 5000, United States Courthouse, 701 E. Broad Street, Richmond, Virginia 23219.

If you or your attorneys do not take these steps, the Court may deem any opposition waived, treat the Motion as conceded, and issue an order granting the requested relief without further notice or hearing.

Dated: May 6, 2009

**THF Chesterfield Two Development, L.L.C.,  
THF Clarksburg Development One, Limited  
Liability Company, THF Harrisonburg  
Crossing, L.L.C., THF ONC Development,  
L.L.C. and THF St. Clairsville Development,  
L.P.**

By: /s/ Stephan W. Milo

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**CERTIFICATE OF SERVICE**

I certify that a copy of the foregoing Notice of Motion and Hearing was sent on this 6<sup>th</sup> day of May, 2009, to all creditors and parties-in-interest, who are included in the United States Bankruptcy Court's ECF email notification system.

/s/ Stephan W. Milo

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